

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

SAMA ALIYEVA,
*on behalf of herself, FLSA Collective Plaintiff
and the Class,*

Plaintiff,

v.

DIAMOND BRACES,
an unincorporated entity, association, or
affiliation,
ORTHOCLUB, P.C.,
d/b/a DIAMOND BRACES
JOHN DOE CORPORATIONS 1-100
d/b/a DIAMOND BRACES, and
OLEG DRUT,

Defendants.

Case No.: 22 Civ. 4575

Rule 68 Judgment

MEMO ENDORSED

WHEREAS, pursuant to Rule 68 of the Federal Rules of Civil Procedure, Defendants, DIAMOND BRACES, an unincorporated entity, association, or affiliation, ORTHOCLUB, P.C., d/b/a DIAMOND BRACES, JOHN DOE CORPORATIONS 1-100 d/b/a DIAMOND BRACES, and OLEG DRUT, having offered to allow Plaintiff SAMA ALIYEVA (“Plaintiff”) to take a judgment against them, in the sum of Ninety-five Thousand Dollars and No Cents (\$95,000.00), to resolve all of Plaintiff’s claims against all Defendants, inclusive of all damages, interest, costs and attorney’s fees incurred by Plaintiff in litigating her claims to the date of this offer, in accordance with the terms and conditions of Defendants’ Rule 68 Offer of Judgment dated February 22, 2023 and filed as Exhibit A to Docket Number 32;

WHEREAS, on February 28, 2023, Plaintiff’s attorney having confirmed Plaintiff’s acceptance of Defendants’ Offer of Judgment (Dkt. No. 32);

It is **ORDERED, ADJUDGED, AND DECREED**, that judgment is entered in favor of Plaintiff SAMA ALIYEVA, in the sum of \$95,000.00, in accordance with the terms and conditions

of Defendants' Rule 68 Offer of Judgment dated February 22, 2023 and filed as Exhibit A to Docket Number 32.

Because the Court understands that a Second Amended Complaint is likely to be filed in this action, the Clerk of Court is directed to not close this case.

Dated: March 16, 2023
New York, New York

SO ORDERED.

A handwritten signature in blue ink, reading "Katherine Polk Failla".

HON. KATHERINE POLK FAILLA
UNITED STATES DISTRICT JUDGE